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03
04 UNITED STATES DISTRICT COURT
05 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

06 UNITED STATES OF AMERICA,) CASE NO. CR06-160-JCC
07)
08 Plaintiff,)
09)
10 v.) SUMMARY REPORT OF U.S.
MAGISTRATE JUDGE AS TO
11 JACQUES M. SUTTON,) ALLEGED VIOLATIONS
12) OF SUPERVISED RELEASE
13 Defendant.)
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12 An initial hearing on supervised release revocation in this case was scheduled before me
13 on September 17, 2008. The United States was represented by AUSA Andrew D. Friedman and
14 the defendant by Jennifer Wellman. The proceedings were digitally recorded.

15 Defendant had been sentenced on or about November 17, 2006 by the Honorable John C.
16 Coughenour on a charge of Felon in Possession of a Firearm, and sentenced to 30 months custody
17 with credit for time served, 3 years supervised release. (Dkt. 27.)

18 The conditions of supervised release included the standard conditions plus the requirements
19 that defendant participate in a drug program, abstain from alcohol, and submit to search.

20 On August 19, 2008, defendant admitted violating the conditions of supervised release by
21 failing to report to the probation office, failing to notify his probation officer of a change in
22 employment, and failing to notify his probation officer of a change of residence. (Dkt. 35.)

01 In an application dated August 28 , 2008 (Dkt. 36), U.S. Probation Officer Thomas J.
02 Fitzgerald alleged the following violations of the conditions of supervised release, which were
03 incorporated into the pending proceedings:

04 5. Committing the crime of Attempting to Elude a Pursuing Police Vehicle, on or
05 about June 18, 2008, in violation of his mandatory condition of supervised release that he not
06 commit another federal, state or local crime.

07 6. Associating with Angela B. Olsowski, a convicted felon engaging in criminal
08 activity, on or about June 18, 2008, in violation of standard condition number nine of his
09 supervised release.

10 Defendant was advised in full as to those charges and as to his constitutional rights.

11 Defendant admitted alleged violation 5 and waived any evidentiary hearing as to whether
12 it occurred. (Dkt. 38.) The government moved to dismiss alleged violation 6.

13 I therefore recommend the Court find defendant violated his supervised release as alleged
14 in violation 5, that the Court dismiss violation 6, and that the Court conduct a hearing limited to
15 the issue of disposition. The next hearing will be set before Judge Coughenour .

16 Pending a final determination by the Court, defendant has been detained.

17 DATED this 17th day of September, 2008.

18 
19 Mary Alice Theiler
20 United States Magistrate Judge
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01 cc: District Judge: Honorable John C. Coughenour
02 AUSA: Andrew C. Friedman
03 Defendant's attorney: Jennifer Wellman
04 Probation officer: Patrick Robertson for Thomas J. Fitzgerald
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